### IN THE UNITED STATES DISTRICT COURT

#### FOR THE DISTRICT OF DELAWARE

ENDOBOTICS, LLC,	)
Plaintiff,	)
v.	) C.A. No. 19-381-CFC
MEDROBOTICS CORPORATION,	) DEMAND FOR JURY TRIAL
Defendant.	)

# ANSWER TO DEFENDANT MEDROBOTICS CORPORATION'S $\underline{COUNTERCLAIM}$

Plaintiff Endobotics, LLC ("Endobotics" or "Plaintiff"), by and through its counsel, hereby replies to the Counterclaim included within Defendant Medrobotics Corporation's ("Medrobotics" or "Defendant") Answer to Second Amended Complaint as follows:

#### **PARTIES**

- 1. Admitted.
- 2. Admitted.

#### **JURISDICTION AND VENUE**

- 3. Admitted.
- 4. Admitted.
- 5. Admitted.

6. Admitted.

## FIRST COUNTERCLAIM FOR DECLARATORY JUDGMENT OF NON-INFRINGEMENT OF U.S. PATENT NO. 7,147,650

- 7. Plaintiff incorporates by reference its responses to Paragraphs 1-6 of the Counterclaim.
  - 8. Admitted.
  - 9. Denied.
- Plaintiff opposes the relief sough in this Paragraph of the
   Counterclaim.

#### SECOND COUNTERCLAIM FOR DECLARATORY JUDGMENT OF NON-INFRINGEMENT OF U.S. PATENT NO. 7,708,758

- 11. Plaintiff incorporates by reference its responses to Paragraphs 1-10 of the Counterclaim.
  - 12. Admitted.
  - 13. Denied.
- 14. Plaintiff opposes the relief sough in this Paragraph of the Counterclaim.

#### **PRAYER FOR RELIEF**

WHEREFORE, Endobotics respectfully requests that this court enter judgment against Defendant as follows:

- A. Enter judgment against Defendant on its counterclaims; and
- B. Granting Endobotics such further relief as this Court deems just and proper under the circumstances.

/s/ Jeff Castellano

John W. Shaw (No. 3362)
Jeff Castellano (No. 4837)
SHAW KELLER LLP
I.M. Pei Building
1105 North Market Street, 12th Floor
Wilmington, DE 19801
(302) 298-0700
jshaw@shawkeller.com
jcastellano@shawkeller.com
Attorneys for Plaintiff

OF COUNSEL:
Joseph M. Casino
Rickesh P. Patel
WIGGIN AND DANA LLP
437 Madison Avenue, 35th Floor
New York, NY 10022
(212) 490-1700

Benjamin M. Daniels WIGGIN AND DANA LLP One Century Tower 265 Church Street New Haven, CT 06510

Dated: February 6, 2020